



07/26/01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

CERTIFICATE OF EXPRESS MAILING

Attorney Docket No. NAI1P016/01.065.01

This transmittal and the documents and/or fees itemized hereon and attached hereto have been deposited as "Express Mail Post Office to Addressee" in accordance with 37 CFR §1.10 with Mailing Label

Number **EL867701695US**

First Named Inventor:

Neil John Hursey et al.

**UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR § 1.53(b))**

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

☐ Duplicate for  
fee processing

Sir: This is a request for filing a patent application under 37 CFR § 1.53(b) in the name of inventors:  
Neil John Hursey, and William Alexander McEwan

For: **TREE PATTERN SYSTEM AND METHOD FOR MULTIPLE VIRUS SIGNATURE RECOGNITION**

Application Elements:

- ☒ 20 Pages of Specification, Claims and Abstract  
☒ 04 Sheets of Drawings  
☒ 02 Pages Combined Declaration and Power of Attorney

Accompanying Application Parts:

- ☒ Assignment and Assignment Recordation Cover Sheet (recording fee of **\$40.00** enclosed)  
☐ 37 CFR 3.73(b) Statement by Assignee  
☐ Information Disclosure Statement with Form PTO-1449  
☐ Copies of IDS Citations  
☐ Preliminary Amendment  
☒ Return Receipt Postcard  
☐ Small Entity Statement(s)  
☒ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)  
☐ Other:

Fee Calculation (37 CFR § 1.16)

	(Col. 1)	(Col. 2)	SMALL ENTITY		OR	LARGE ENTITY	
	NO. FILED		NO. EXTRA			RATE FEE	
BASIC FEE						\$355	\$ 710
TOTAL CLAIMS	28	-20 =	08			x09 = \$	x18 = \$ 144
INDEP CLAIMS	04	-03 =	01			x40 = \$	x80 = \$ 80
[ ] Multiple Dependent Claim Presented						\$135 = \$	\$270 = \$ 00
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.						Total \$	Total <b>\$ 934.00</b>

☒ Check No. 454 in the amount of \$974.00 is enclosed.

☐ No check enclosed, please charge Deposit Account No. 50-1351

☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 50-1351 (Order No. NAIIP016/01.065.01 ).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-1351 (Order No. NAIIP016/01.065.01 ).

☒ Please send correspondence to the following address:

Silicon Valley IP Group  
P.O. Box 721120  
San Jose, CA 95172-1120

Tel (408) 971-2573

Customer No.::

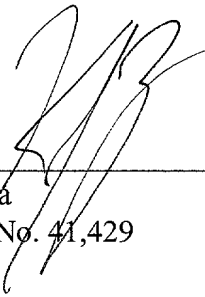
**\*28875\***

**28875**

PATENT TRADEMARK OFFICE

Date:

7/24/01

  
Kevin J. Zilka

Registration No. 41,429

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Hursey et al.

Title

TREE PATTERN SYSTEM AND METHOD FOR  
MULTIPLE VIRUS SIGNATURE RECOGNITION

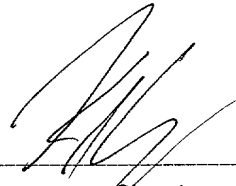
Atty Docket Number

NAIIP016\_01.065.01

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

67/26/01

Date



Signature

Kevin J. Zilka, Reg. No. 41,429

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**